



THOMAS L. WELCH  
CHAIRMAN

STATE OF MAINE  
PUBLIC UTILITIES COMMISSION  
242 STATE STREET  
18 STATE HOUSE STATION  
AUGUSTA, MAINE  
04333-0018

September 24, 2004

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STEPHEN L. DIAMOND  
SHARON M. REISHUS

Federal Communications Commission  
Office of the Secretary

Marlene H. Dortch, Secretary  
Federal Communications Commission  
Portals II  
445 12<sup>th</sup> Street, SW  
Suite TW-A325  
Washington, DC 20554

Irene Flannery  
Universal Service Administrative Company  
2120 L. Street, NW – Suite 600  
Washington, DC 20037

Re: CC Docket No. 96-45, USF Certification as Required by 47 C.F.R.  
§ 54.314 for the year 2005

Dear Ms. Dortch and Ms. Flannery:

Pursuant to 47 C.F.R. § 54.314, the Maine Public Utilities Commission (MPUC) certifies that, to be best of our knowledge, the federal high-cost support funds provided to RCC Minnesota, Inc., are being used only for the provision, maintenance, upgrading and extension of facilities and services for which the support is intended as provided by Section 254(e) of the Telecommunications Act of 1996. The MPUC Certification of Compliance with 47 C.F.R. 54.314(e) is based on the representations made by RCC Minnesota, Inc. in a letter dated August 10, 2004, a copy of which is attached.<sup>1</sup>

If you have any questions regarding this letter, please contact Joel Shifman at [joel.shifman@maine.gov](mailto:joel.shifman@maine.gov) or at (207)287-1381.

Sincerely,

Dennis L. Keschl  
Administrative Director

DLK/llp

<sup>1</sup> The Maine Commission solicited comments on this Certification in Maine Docket No. 2002-344. The only comments received were from the Telephone Association of Maine (TAM) which requested that we conduct an investigation regarding whether RCC had complied with certain conditions relating to state law which the Commission imposed during the RCC ETC proceeding (Docket No. 2002-344). Although the matters delineated by TAM in its comments might affect RCC's continued status as an ETC in Maine, they do not relate to whether RCC has used its high-cost support funds as required under Section 254(e) and thus do not impact this Certification.

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CURTIS THAXTER STEVENS BRODER & MICK  
ATTORNEYS

ONE CANAL PLAZA, P.O. BOX 7320, PORTLAND, ME 04112-7320/TEL: 207-774-9000

Kimball L. Kenway  
klk@curthax.com

August 10, 2004

Dennis L. Keschl, Administrative Director  
Maine Public Utilities Commission  
State House Station 18  
Augusta, Maine 04333

Re: RCC MINNESOTA, INC.,  
Request for Designation as an Eligible Telecommunications Carrier  
MPUC Docket No. 2002-344

Dear Dennis:

In connection with the above-noted matter, Joel Shifman recently requested that RCC Minnesota, Inc., ("RCC") provide updated information regarding the amount and disposition of funds received as a result of RCC's designation by this Commission as an eligible telecommunications carrier. We understand that this information is requested in connection with the Commission's annual high-cost certification to the Federal Communications Commission pursuant to Sections 54.313 and 54.314 of the FCC's rules, 47 C.F.R. §§ 54.313, 54.314. RCC was designated as an eligible telecommunications carrier ("ETC") by the Commission on May 13, 2003, for the purpose of receiving high-cost support under the federal universal service program.

From the period January 1, 2004, through June 30, 2004 (the most recent period available) RCC received \$1,444,972 in high-cost support from the Universal Service Fund. RCC received \$388,904 during calendar year 2003. Based upon support received thus far, RCC currently receives support at a rate of approximately \$203,000 per month, or approximately \$2.4 million per year.

Please note that RCC's designation in areas served by several rural ILECs has not yet taken effect, and will not until the FCC grants its concurrence with the proposed redefinition of those service areas under Section 214(e)(5) of the Act. RCC filed its petition for concurrence on June 24, 2003, and the petition remains pending before the FCC. Upon a grant of concurrence, RCC anticipates an increase in its high-cost support by approximately \$2.2 million per year, which would bring its total projected support to approximately \$4.6 million per year. Additionally, because it has not yet obtained a waiver of applicable high-cost certification deadlines, RCC has not yet received support for the third quarter of 2003. Upon a grant of an FCC waiver, RCC would receive approximately \$300,000 in credits spread out over several months of USF receipts.

Dennis L. Keschl, Administrative Director

August 10, 2004

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As of this writing, RCC is in the process of obtaining leases and zoning approvals and reviewing environmental and title reports for proposed cell sites that will improve and/or expand wireless service in the Rumford, Strong and Bethel areas. These facilities are expected to be in place by fall of this year. RCC is also in the process of reviewing site location studies for a new site in China, which RCC hopes to bring online during the first quarter of 2005. In addition to securing and building the above sites, RCC has obtained most of the approvals necessary to complete a new cell site in the Fort Kent area. (We are currently responding to a request for a historic preservation study.) RCC hopes to have this tower completed and in service by October 2004. The planned sites listed above would not be built in the foreseeable future, if at all, absent federal high-cost support.

Several other significant upgrades that RCC was able to complete with USF funding include additional channel capacity at the following cell sites: Argyle, Dixmont, Howland, Carmel, and Union. RCC also sectorized the Vassalboro cell site. RCC has also used ETC funding to accelerate the deployment of next-generation technology using a GSM platform. This network migration is necessary because RCC's current technology platforms are scheduled to sunset by 2007 and new research and development on these platforms ceased several years ago. With high-cost support, RCC was able to upgrade more rural cell sites ahead of schedule. Those sites include facilities located in Dixmont, Palmyra, Howland, Carmel, Vassalboro, Newcastle, Northport and Woodstock. RCC was also able to complete a microwave upgrade at the Union cell site.

I trust the information provided above will assist the Commission in completing its high-cost certification for RCC.

Yours truly,



Kimball L. Kenway

cc: Stephen G. Ward, Public Advocate  
Elizabeth L. Kohler, Esq.



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Re: Docket No. 96-45, Certification Letter Pursuant to the requirements of 47 CFR  
§ 54.313 and 54.314, for the year 2005

Dear Ms. Dortch and Ms. Flannery:

On November 2, 1999, the FCC adopted a mechanism to provide high-cost support to non-rural carriers. *In the Matter of Federal-State Joint Board on Universal Service*, Ninth Report and Order and 18<sup>th</sup> Order on Reconsideration, CC Docket No. 96-45 (FCC 99-306), released November 2, 1999) (Non-Rural USF Order). That Order requires states to certify by October 1, 2003, that the non-rural carrier(s) in their jurisdiction will use the federal support in compliance with section 254(e) of the Telecommunications Act of 1996. This certification letter is being submitted to satisfy that requirement.

In accordance with the requirements of that Order, the Maine Public Utilities Commission certifies that all the federal high-cost funds provided to our non-rural company, Verizon-Maine will be used in a manner consistent with the requirements of 47 U.S.C. § 254(e). To the best of our knowledge, all federal high-cost support will be used only to support those services for which the support is intended. In addition, pursuant to the requirements of § 54.316, we certify that rates in the rural areas of our non-rural company are reasonably comparable to urban rates nationally because they are below the nationwide urban rate benchmark safe harbor.

If you have any questions regarding this letter, please contact Joel Shifman at [joel.shifman@maine.gov](mailto:joel.shifman@maine.gov) or at (207)287-1381.

Sincerely,

  
Dennis L. Keschl  
Administrative Director

DLK/lip



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PHONE: (207) 287-3831 (VOICE)

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FAX: (207) 287-1039



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Re: Docket No. 96-45, Certification Letter Pursuant to the requirements of the  
RTF Order and 47 CFD § 54.313 and 54.314, for the year 2005

Dear Ms. Dortch and Ms. Flannery:

On May 10, 2001, the FCC adopted a modified mechanism to provide high-cost support to rural carriers. *In the Matter of Federal-State Joint Board on Universal Service*, 14<sup>th</sup> Report and Order and 21<sup>st</sup> Order on Reconsideration, CC Docket No. 96-45 (FCC 01-157), released May 10, 2001) (Rural USF Order). That Order requires states to certify by October 1, 2003, that the rural carrier(s) in their jurisdiction will use the federal support in compliance with section 254(e) of the Telecommunications Act of 1996. This certification letter is being submitted to satisfy that requirement.

In accordance with the requirements of that Order, the Maine Public Utilities Commission certifies that all the federal high-cost funds provided to our rural companies, in Maine will be used in a manner consistent with the requirements of 47 U.S.C. § 254(e). All federal high-cost support will be used only to support those services for which the support is intended.

A list of rural LECs in Maine to which this certification applies is attached to this letter.

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4. **Hartland St. Albans Telephone Company**
5. **The Island Telephone Company**
6. **Lincolntonville Telephone Company**
7. **Maine Telephone Company**
8. **Mid-Maine Telecom**
9. **Northland Telephone Company**
10. **Oxford Telephone Company**
11. **Oxford West Telephone Company**
12. **Pine Tree Telephone & Telegraph Company**
13. **Saco River Telegraph & Telephone Company**
14. **Sidney Telephone Company**
15. **Somerset Telephone Company**
16. **Standish Telephone Company**
17. **Tidewater Telecom, Inc.**
18. **Union River Telephone Company**
19. **Unitel, Inc.**
20. **Warren Telephone Company**
21. **West Penobscot Telephone Company**



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